THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3935 of 2007

26.3.2007

Between:

Yellikara Thiruvengalaiah, S/o.Rangaiah

… Petitioner

AND

The Mandal Revenue Officer, Markapur, Prakasam District

And another

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3935 of 2007

ORDER:

By impugned order bearing D.Dis.No.422/2006 dated 18.4.2006, the first respondent passed orders directing the Mandal Revenue Inspector and Assistant Secretary, Markapur, to remove encroachments in plot No.40 allegedly made by the petitioner. A perusal of the same would show that the first respondent passed order at the instance of the second respondent who approached this Court by filing writ petition and obtained the order from this Court in W.P.No.4082 of 2005 dated 14.2.2006, wherein this Court directed the Mandal Revenue Officer, Markapur, to take necessary action in the matter. The petitioner contends that he is not encroacher and that he purchased the property from Pera Reddy under an agreement of sale dated 07.3.1988. If that be so, he may file appropriate review petition in W.P.No.4082 of 2005 bringing this to the notice of the Court. This writ petition cannot be entertained.

Giving liberty to do so and without expressing any opinion on the merits of the case, the writ petition is dismissed. No costs.

March 26, 2007. (**V.V.S.RAO, J**)

YS